

**Amendments to the Claims:**

The following listing of claims will replace all prior versions, and listings, of claims in the application:

1-4. (Cancelled)

5. (Currently Amended) ~~The A digital camera according to claim 1, further,~~  
comprising:

an imaging device that forms a digital image data of an object;  
a memory that stores a plurality of programs each to embed a watermark on  
the digital image data;  
a program selector that selects one of the plurality of programs;  
an embedding circuit that embeds the watermark on the image data according  
to the program selected by the program selector; and  
a transmitter that transmits the digital image data to a place remote from the  
camera and a controller that inhibits the transmitter from transmitting the digital image data  
to a place where the watermark caused by the selected program is not available.

6. (Currently Amended) ~~The A digital camera according to claim 1, further,~~  
comprising:

an imaging device that forms a digital image data of an object;  
a memory that stores a plurality of programs each to embed a watermark on  
the digital image data;  
a program selector that selects one of the plurality of programs;  
an embedding circuit that embeds the watermark on the image data according  
to the program selected by the program selector; and  
a transmitter that transmits the digital image data to a place remote from the  
camera and a controller that replaces the selection of the program if the digital image data is  
to be transmitted to a place where the watermark caused by the selected program is not  
available.

7. (Currently Amended) ~~The A digital camera according to claim 1, further,~~  
comprising:

an imaging device that forms a digital image data of an object;  
a memory that stores a plurality of programs each to embed a watermark on  
the digital image data;  
a program selector that selects one of the plurality of programs;

an embedding circuit that embeds the watermark on the image data according to the program selected by the program selector; and

a transmitter that transmits the digital image data to a place remote from the camera and a controller that gives a warning if the digital image data is to be transmitted to a place where the watermark caused by the selected program is not available.

8. (Previously Presented) A digital camera comprising:  
an imaging device that forms a digital image data of an object;  
an embedding circuit that embeds a watermark on the digital image data;  
a transmitter that transmits the digital image data to a place remote from the camera; and

a controller that inhibits the transmitter from transmitting the digital image data on which the watermark is failed to be embedded.

9. (Previously Presented) The digital camera according to claim 8, further comprising a place selector that selects the place to which the digital image data is transmitted, wherein the controller determines whether or not to actually inhibit the transmission in dependence on the selection of the place by the place selector.

10. (Previously Presented) A digital camera comprising:  
an imaging device that forms a digital image data of an object;  
an embedding circuit that embeds the watermark on the digital image data; and  
a controller that controls the embedding circuit to surely embed the watermark on the digital image data on which the watermark is failed to be embedded.

11. (Previously Presented) The digital camera according to claim 10, further comprising a transmitter that transmits the digital image data to a place remote from the camera and a place selector that selects the place, wherein the controller determines whether or not to actually control the embedding circuit to embed the watermark in dependence on the selection of the place by the place selector.

12. (Previously Presented) A digital camera comprising:  
an imaging device that forms a digital image data of an object;  
an embedding circuit that embeds the watermark on the digital image data; and  
a controller that gives a warning if the watermark is failed to be embedded.

13. (Previously Presented) The digital camera according to claim 12, further comprising a transmitter that transmits the digital image data to a place remote from the camera and a place selector that selects the place, wherein the controller determines whether

or not to actually give the warning in dependence on the selection of the place by the place selector.

14-18. (Cancelled)

19. (Currently Amended) A digital camera comprising:

an imaging device that forms a digital image data of an object;

an embedding circuit that embeds a watermark on the digital image ~~data~~ ☐\_

data;

a setting circuit that sets whether or not to have the embedding circuit embed the watermark; and

a controller that forcibly controls the embedding circuit to embed the watermark if the setting by the setting circuit is failed.

20-22. (Cancelled)